

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

SINGULAR COMPUTING LLC,

Plaintiff,

v.

GOOGLE LLC,

Defendant.

Civil Action No. 1:19-cv-12551-FDS

Hon. F. Dennis Saylor IV

**PLAINTIFF SINGULAR COMPUTING LLC’S MOTION FOR LEAVE
TO FILE SURREPLY IN OPPOSITION TO GOOGLE LLC’S MOTION TO COMPEL**

Plaintiff, Singular Computing LLC (“Singular”), respectfully moves for leave to file a short sur-reply in opposition to Defendant’s Motion to Compel (Dkt. No. 244).

As grounds for its request, Singular states that Google insisted on an expedited briefing schedule with respect to its motion to compel. Singular agreed to the expedited schedule and filed its opposition a week early. Google then filed a reply brief a week later. In its reply, Google mischaracterizes and misstates the record on several points. The proposed sur-reply will briefly address those mischaracterizations and misstatements. Attached hereto as Exhibit 1 is Singular’s proposed sur-reply.

Accordingly, for the above reasons, Singular respectfully requests that leave be granted.

Dated: August 2, 2021

Respectfully submitted,

/s/ Paul J. Hayes

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ATTORNEYS FOR THE PLAINTIFF

LOCAL RULE 7.1(a)(2) CERTIFICATION

I hereby certify that counsel for Singular conferred with Defendant's counsel in a good-faith attempt to resolve or narrow the issue raised by this motion. Defendant's counsel informed Plaintiff that it takes no position on this motion and reserves the right to oppose.

/s/ Paul J. Hayes

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system.

/s/ Paul J. Hayes